Supreme Court, U.S.
FILED
NOV 22 1986
JOSEPH F. SPANIOL, JR.
CLERK

(3)

No. 86-695

In the Supreme Court of the United States

OCTOBER TERM, 1986

LINNE' L. HANSEN, ET AL., APPELLANTS

v.

UNITED STATES OF AMERICA

ON APPEAL FROM THE
UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

MOTION TO DISMISS

CHARLES FRIED
Solicitor General
Department of Justice
Washington, D.C. 20530
(202) 633-2217

In the Supreme Court of the United States

OCTOBER TERM, 1986

No. 86-695

LINNE' L. HANSEN, ET AL., APPELLANTS

v.

UNITED STATES OF AMERICA

ON APPEAL FROM THE
UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

MOTION TO DISMISS

Appellants are tax protestors. They seek to avoid paying federal income taxes on the ground, inter alia, that IRS computer programs are "openly satanic in operation" (J.S. 7). This notion appears to be based on appellants' belief "that the federal government uses a 666 algorithm in conjunction with a social security number" (J.S. App. A93).

At this stage of appellants' frivolous, yet protracted, litigation, they purport to appeal to this Court from an order of the United States District Court for the Western District of Wisconsin (J.S.

App. A91-A93) denying their motion for relief from judgment under Fed. R. Civ. P. 60. The district court's order was issued following the entry of a judgment by the court of appeals dismissing appellants' appeal to that court for lack of jurisdiction (J.S. App. A73-A88). The court of appeals entered its judgment on July 3, 1986 (*id.* at A89). Appellants did not seek certiorari from the court of appeals' judgment, and the time to seek certiorari therefrom has now expired.

The basis asserted for this Court's jurisdiction at this juncture is 28 U.S.C. 1252 (J.S. 1-2). The Court plainly lacks jurisdiction under that provision since the district court has not declared any Act of Congress unconstitutional. And there is no other basis for jurisdiction over appellants' appeal.

It is therefore respectfully submitted that the appeal should be dismissed for lack of jurisdiction.

CHARLES FRIED
Solicitor General

NOVEMBER 1986

☆ U. S. GOVERNMENT PRINTING OFFICE: 1986 181483 40092